

Agency Activity Inventory
by Agency
Appropriation Period: FY 2007-08

Agency: E20 - Attorney General

Functional Group: Law Enforcement &
Criminal Justice

139 Violence Against Women Grant

The purpose of this grant is to strengthen and restructure the criminal justice system's response, to be proactive in addressing violence against women, to draw on the experience of all participants in the system, and to provide victim services.

FY 2007-08						
Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$118,736	\$19,361	\$99,375	\$0	\$0	\$0	3.00

Expected Results:

The prosecution of those charged with domestic violence against women, the presentation of domestic violence seminars designed to educate law enforcement and legal communities, and the annual hosting of the Silent Witness ceremony for the female victims of domestic violence.

Outcome Measures:

Assures the criminal justice system is efficiently and effectively used to protect women in our society. This requires the timely preparation and completion of trials; training system officers in effective and constitutionally protected procedures; and assuring that statutes address current needs. During FY 2006-2007, the VAWA Program opened 227 cases and closed 208.

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140 Capital Litigation Sub-Section and the Post-Conviction Relief (PCR)

Cap Litigation: The Section is divided into two subsections the Capital Litigation Sub-Section and the Post-Conviction Relief (PCR) Sub-Section.

FY 2007-08						
Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$1,392,036	\$1,178,305	\$0	\$0	\$0	\$213,731	13.00

Expected Results:

This section assumes the burden of representing the state in murder cases, habeas corpus actions, direct appeals, and in Post-Conviction Relief cases.

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Outcome Measures:

The capital litigation and post-conviction relief section protects and defends the integrity of the trial or guilty plea and sentence through representation of the state in circuit court actions and on appeal in our appellate courts and federal court involving state convictions. During FY 2006-2007, the Capital Litigation and PCR Sub-Sections together opened 1,957 cases and closed 2,197 cases.

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141 The Medicaid Fraud Control Section

Operating in part on funds from a federal grant, the Medicaid Fraud Unit investigates and prosecutes cases of Medicaid fraud in South Carolina.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$1,621,053	\$346,204	\$906,043	\$0	\$0	\$368,806	14.00

Expected Results:

Medicaid Fraud Unit investigates and prosecutes cases involving patient abuse or misuse or theft of patients' funds.

Outcome Measures:

MCFUI assures the criminal justice system is efficiently and effectively used to protect the Medicaid Program. This requires the timely preparation and completion of trials. The federally mandated Medicaid Fraud Control Unit investigates provider fraud, as well as, elder abuse at facilities receiving Medicaid funds. During FY 2006-2007, the Medicaid Fraud Unit opened 144 cases and closed 104 cases.

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142 The State Grand Jury/Prosecution

State Grand Jury (SGJ) is an independent body empowered to hear evidence and hand down indictments in seven special areas: (1) cases involving multi-jurisdictional drug trafficking, (2) obscenity and pornography, (3) the corruption of public officials, (4) the violation of election laws, (5) acts of terrorism, (6) computer crimes, insurance fraud, (7) security fraud, and (8) environmental crimes.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$2,937,427	\$1,997,387	\$0	\$0	\$0	\$940,040	50.00

Expected Results:

State Grand Jury is the investigative vehicle used in criminal matters to compel testimony, subpoena records, documents, and other evidence. These are powers the county grand juries do not possess. Protects the State's interests in cases of conflict at the solicitor's level

Outcome Measures:

The SGJ functions in secret like a federal grand jury: It meets on a regular basis, hears evidence, and either issues a "true bill" (an indictment) or a "no bill," depending on whether or not jury members believe the evidence is sufficient to justify a trial. During FY2006-2007, the SGJ opened 5 cases and closed 6. The Prosecution Division opened 499 cases and closed 378. The Insurance Fraud division opened 385 and closed 385 cases.

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143 The Internet Crimes Against Children Section

Internet Crimes Against Children Unit operates primarily through funds provided by a federal grant from the Office of Juvenile Justice and Delinquency Prevention, a part of the U.S. Justice Department.

FY 2007-08

Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$895,695	\$306,195	\$334,500	\$255,000	\$0	\$0	6.00

Expected Results:

ICAC Unit has the ability to prosecute crimes against children where the Internet is involved. By statute, the focus of these offenses is in the area of obscenity and child pornography.

Outcome Measures:

ICAC assures the criminal justice system is efficiently and effectively used to protect children against Internet Crime. This requires the timely preparation and completion of trials and appeals; training system officers in effective and constitutionally protected procedures; and assuring that statutes address current needs. During FY 2006-2007, the Internet Crimes Against Children Unit opened 52 cases and closed 22 cases.

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144 The Criminal Appeals Section

Criminal Appeals Section handles all appeals brought by defendants convicted in General Sessions Courts of crimes other than murder.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$666,885	\$564,092	\$0	\$0	\$0	\$102,793	9.00

Expected Results:

Attorneys in this Section represent the State in South Carolina courts of appeal, the South Carolina Supreme Court, and the United States Supreme Court. They also represent the State when it appeals an adverse ruling or sentence.

Outcome Measures:

The Criminal Appeals section protects and defends the integrity of the trial, the trial judge, the jury, and the sentence. In FY2006-2007, the Criminal Appeals Section opened 474 cases and disposed of 322 cases.

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145 Government Litigation Section

Government Litigation Section of the Civil Division represents the State in such areas as constitutional law, extradition, charitable trusts, election law, reapportionment, annexation and incorporation, contracts, unfair trade practices, anti-trust suits, bankruptcies, and foreclosures where the State has an interest.

FY 2007-08

Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$1,100,949	\$808,372	\$0	\$0	\$0	\$292,577	7.00

Expected Results:

Government Litigation staff advises the Executive and Legislative branches of government and state agencies on legal matters and conducts litigation on their behalf. Examples include: government matters, elections law, employee grievances

Outcome Measures:

This section seeks to provide accurate and timely legal advice which serves public policy through consultation and

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representation.

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146 Grievance Section

Grievance Section of the Civil Division investigates and prosecutes ethical misconduct complaints against lawyers and judges when authorized by the Commission on Lawyer Conduct and Commission on Judicial Conduct.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$369,197	\$312,511	\$0	\$0	\$0	\$56,686	5.00

Expected Results:

Grievance Section represents Disciplinary Counsel in various phases of disciplinary proceedings before the Commissions on Lawyer and Judicial Conduct and before the state Supreme Court. Matters assigned to the Section are investigated and prosecuted.

Outcome Measures:

Timely conclusion of matters in a manner satisfactory to Disciplinary Counsel, the Commissions, and the Supreme Court. In FY 2006-2007, The Grievance Section opened 68 cases and closed 58.

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147 Sexually Violent Predator Section

Sexually Violent Predator Section of the Attorney General's Office represents the State in civil trials and presents the case for commitment.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$166,022	\$140,531	\$0	\$0	\$0	\$25,491	3.00

Expected Results:

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The section represents the State in the review of persons confined under the Sexually Violent Predators Act.

Outcome Measures:

SVP seeks to protect the State from offenders of the Sexual Violent Predator Act. In FY2006-2007, the Sexually Violent Predator Section opened 103 new cases and closed 76 cases.

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148 Securities Fraud Section

Securities Division oversees the registration and sale of securities in South Carolina. SC Code 35-1-20 (Uniform Securities Act)

FY 2007-08

Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$2,239,160	\$0	\$0	\$0	\$0	\$2,239,160	21.00

Expected Results:

Securities Division oversees the registration of all persons engaged in the sale of securities, investigates allegations of fraud or other violations of securities laws and takes appropriate enforcement action

Outcome Measures:

The Securities Section registers all dealers doing business in the state and provides a fair and productive securities environment for dealers and investors; complying with state laws regarding the collection of fees for deposit to the General Fund. In FY 2006-2007, the Securities Section opened 42 cases in FY 2007 and closed 53 cases.

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149 THE ADMINISTRATIVE DIVISION

The Administrative Division provides support and planning services. The Division is divided into 6 Sections -- Executive Office, Human Resources, Support Services, Finance, and Information Technology, and Constituent Services.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$2,479,325	\$1,714,881	\$0	\$468,038	\$0	\$296,406	22.25

Expected Results:

The executive staff also reviews and approves executive branch agency requests to employ attorneys. Administrative staff provide the financial, information technology, human resources, and logistical support needed for a complex and diverse agency.

Outcome Measures:

The Administration Division, consisting of Support Services, Finance, Information Technology, and Human Resources measures success by meeting all court deadlines, having no customer complaints, receiving satisfactory audits, and developing new technologies while maintaining current systems.

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150 THE OPINIONS DIVISION

The Opinions Section provides statutorily required formal legal advice to the Governor, General Assembly, and State Officers. As a policy, local government officers are also provided advice on issues of statewide applicability.

FY 2007-08

Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$476,209	\$413,997	\$0	\$0	\$0	\$62,212	6.00

Expected Results:

One of the more important functions of the Attorney General's Office is providing legal advice to the Governor, members of the General Assembly and other public officials. Often this advice is given in the form of a written opinion.

Outcome Measures:

Unless there exists some overriding reason, all opinion requests will be responded to within 30 days of receipt by the Deputy Attorney General for Opinions. The Opinions Division responded to 215 requests, issued 189 opinions, and disposed of 26 requests by letter, phone, and withdrawal.

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1781 Medicaid Fraud Recipient Control Unit

The purpose of the Medicaid Fraud Control Unit is to conduct preliminary investigations to determine if there is sufficient basis to warrant full investigations. If in fact there is sufficient evidence to warrant a full investigation, then SCDHHS must refer the case to the State Medicaid Fraud Control Unit when the case involves Medicaid provider fraud. The Department of Investigations within SCDHHS has the responsibility to investigate all beneficiary fraud and abuse allegations.

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Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$385,198	\$0	\$0	\$0	\$0	\$385,198	4.00

Expected Results:

The Medicaid Fraud Recipient Control unit has the responsibility to conduct preliminary investigations on all allegations of Medicaid Fraud or abuse.

Outcome Measures:

The Medicaid Fraud Recipient Control unit has the responsibility of investigating , in a timely manner, all reports and referrals of Medicaid recipient fraud. During FY 2006-2007, the Medicaid Fraud Recipient Control Unit opened 241 cases and closed 214.

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1782 Rural Domestic Violence Grant

The purpose of this grant is to strengthen and restructure the criminal justice system's response, to be proactive in addressing violence against women, to draw on the experience of all participants in the system, and to provide victim services in seven rural counties in South Carolina.

FY 2007-08

Total	General Funds	Federal Funds	Supp. Funds	CRF	Other Funds	FTEs
\$451,005	\$0	\$451,005	\$0	\$0	\$0	6.00

Expected Results:

The prosecution of those charged with domestic violence against women, the presentation of domestic violence seminars designed to educate law enforcement and legal communities, and the support of domestic violence victims in 7 rural counties of South Carolina.

Outcome Measures:

RDV assures the criminal justice system is efficiently and effectively used to protect women in our society. This requires the timely preparation and completion of trials and training system officers in effective and

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constitutionally protected procedures. During FY 2006-2007, the Rural Domestic Violence program opened 434 cases and closed 298.

AGENCY TOTALS

Attorney General

TOTAL AGENCY FUNDS	TOTAL GENERAL FUNDS	TOTAL FEDERAL FUNDS	TOTAL OTHER FUNDS
\$15,298,897	\$7,801,836	\$1,790,923	\$4,983,100
	TOTAL SUPPLEMENTAL FUNDS	TOTAL CAPITAL RESERVE FUNDS	TOTAL FTEs
	\$723,038	\$0	169.25